♠AO 245B(05-MA)

(Rev 06/05) Judgment in a Criminal Case Sheet 1 - D Massachusetts - 10/05

# UNITED STATES DISTRICT COURT

District	of Massachusetts
UNITED STATES OF AMERICA V.	JUDGMENT IN A CRIMINAL CASE
JIMMAL MARSHALL	Case Number: 1: 10 CR 10092 - 001 - DPW
	USM Number: 92300-038
	Robert M. Goldstein
	Defendant's Attorney  Additional documents attached  Map of Exclusion/Order of Associational Restriction
THE DEFENDANT:  pleaded guilty to count(s)  left of the Indictment on 8/1	2/10
pleaded nolo contendere to count(s) which was accepted by the court.	
was found guilty on count(s) after a plea of not guilty.	
The defendant is adjudicated guilty of these offenses:	Additional Counts - See continuation page
Title & Section Nature of Offense 21 USC § 841(a)(1) & Distribution of Cocaine Within 1000 21 USC § 860	Feet of a School Zone 09/16/09 1 of 1
The defendant is sentenced as provided in pages 2 throu the Sentencing Reform Act of 1984.	gh of this judgment. The sentence is imposed pursuant to
The defendant has been found not guilty on count(s)	
is	are dismissed on the motion of the United States.
It is ordered that the defendant must notify the United S or mailing address until all fines, restitution, costs, and special as the defendant must notify the court and United States attorney of	States attorney for this district within 30 days of any change of name, residence, sessments imposed by this judgment are fully paid. If ordered to pay restitution, of material changes in economic circumstances.
CONNIT CONTROL OF THE PARTY OF	Date of Judge  The Honorable Douglas P. Woodlock  Judge, U.S. District Court  Name and Title of Judge  Date



SAO 245B(05-MA)	(Rev 06/05) Judgment in a Criminal Case Sheet 2 - D Massachusetts - 10/05	
DEFENDANT: CASE NUMBER	JIMMAL MARSHALL 1: 10 CR 10092 - 001 - DP	Judgment — Page 2 of 11
	IM	PRISONMENT
The defendatotal term of:	ant is hereby committed to the eustody of t 24 month(s)	he United States Bureau of Prisons to be imprisoned for a
DEFENDANT PRESENT.	SHALL RECEIVE CREDIT FOR	TIME SERVED FROM OCTOBER 4, 2010 TO
✓ The court m	nakes the following recommendations to th	e Burcau of Prisons:
Defendant sho relatives.	ould be designated to the institution	, commensurate with security, which is closest to his
The defenda	ant is remanded to the eustody of the Unite	ed States Marshal.
at _	ant shall surrender to the United States Ma  a.m.  ified by the United States Marshal.	rshal for this district:  p.m. on
The defenda	ant shall surrender for service of sentence	at the institution designated by the Bureau of Prisons:
before	2 p.m. on	·
as not	ified by the United States Marshal.	
as not	ified by the Probation or Pretrial Services	Office.
		RETURN
I have executed thi	s judgment as follows:	
Defendant o	delivered on	to
a	, with a cert	ified copy of this judgment.
		UNITED STATES MARSHAL
		Ву
		DEPUTY UNITED STATES MARSHAL

**S**AO 245B(05-MA)

(Rev 06/05) Judgment in a Criminal Case Sheet 2A - D Massachusetts - 10/05

DEFENDANT:

JIMMAL MARSHALL

CASE NUMBER: 1: 10 CR 10092 - 001 - DPW

ADDITIONAL RECOMMENDATIONS TO THE BUREAU OF PRISONS

11

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Judgment-Page \_\_\_

AND DITIONAL XMRRISON MENTARERMS

Defendant should participate in educational classes to pursue his GED and further educational and/or vocational training.

Defendant should be designated to an institution commensurate with security where he can receive appropriate drug treatment.

∞AO 243B(03-MA)	Sheet 3 - D Massachusetts - 10/05				
DEFENDANT:	JIMMAL MARSHALL	Judgment-	Page	4 of	11
CASE NUMBER	: 1: 10 CR 10092 - 001 - DPW SUPERVISED RELEASE		<b>✓</b> s	ee continuatio	n page
Upon release from i	imprisonment, the defendant shall be on supervised release for a term of :	6	year(s)		
The defendant custody of the Bure	must report to the probation office in the district to which the defendant is au of Prisons.	is released wit	hin 72 hou	rs of release	from the
The defendant shall	not commit another federal, state or local erime.				
The defendant shall substance. The defethereafter, not to ex	not unlawfully possess a controlled substance. The defendant shall refrait endant shall submit to one drug test within 15 days of release from imprise ceed 104 tests per year, as directed by the probation officer.	in from any ur onment and at	lawful use least two p	of a controll criodic drug	ed tests
future substan	ng testing condition is suspended, based on the court's determination that to ce abuse. (Check, if applicable.)	he defendant j	ooses a low	risk of	
The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check, if applicable.)			able.)		
The defendant	The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)				
	t shall register with the state sex offender registration agency in the state weeted by the probation officer. (Check, if applicable.)	vhere the defe	ndant reside	es, works, or	is a
The defendant	t shall participate in an approved program for domestic violence. (Check,	if applicable.)	1		
If this judgment Schedule of Payment	nt imposes a fine or restitution, it is a condition of supervised release that nts sheet of this judgment.	the defendant	pay in acco	rdance with	the
The defendant	must comply with the standard conditions that have been adopted by this	court as well a	s with any	additional co	onditions

on the attached page.

#### STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of
- the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer; 3)
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other 5) acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to aet as an informer or a special agent of a law enforcement agency without the permission of the court; and
- as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement. 13)

SAO 245B(05-MA)

(Rev 06/05) Judgment in a Criminal Case

Sheet 4A - Continuation Page - Supervised Release/Probation -10/05

DEFENDANT:

JIMMAL MARSHALL

CASE NUMBER: I: 10 CR 10092 - 001 - DPW

#### Judgment—Page \_\_\_\_5 of \_\_\_11

## ADDITIONAL ✓ SUPERVISED RELEASE ☐ PROBATION TERMS

The defendant is to participate in a program for substance abuse counseling as directed by the United States Probation Office, which program may include testing, not to exceed 104 drug tests per year, to determine whether the defendant has reverted to the use of alcohol or drugs. The defendant shall be required to contribute to the costs of services for such treatment based on the ability to pay or availability of third party payment.

Defendant should be considered for the RESTART Program offered in the District of Massachusetts, if deemed an appropriate candidate.

Defendant should participate in educational classes to pursue his GED and further educational and/or vocational training as deemed appropriate by the probation office.

Defendant is prohibited from entering the Dudley Square area, as that term is indicated on the attached map of exclusion.

Defendant is prohibited from contacting or being the company of historic criminal associates, as that term is indicted on the attached Order of Associational Restriction.

Continuation of Conditions of Supervised Release Probation

SAO 245B(05-MA)	(Rev 06/05) Judgment in a Criminal Case Sheet 5 - D Massachusetts - 10/05			
DEFENDANT:	JIMMAL MARSHALL		Judgment — Page	6 of 11
CASE NUMBER	t: 1: 10 CR 10092 - 001 -	DPW		
	CRIMINA	L MONETARY	PENALTIES	
The defendant	must pay the total criminal monetary	penalties under the s	chedule of payments on Sheet 6.	
TOTALS \$	Assessment \$100.00	<u>Fine</u> \$	Restitut \$	<u>ion</u>
The determina after such dete	ntion of restitution is deferred until	An Amendea	l Judgment in a Criminal Case	(AO 245C) will be entered
The defendant	must make restitution (including eon	nmunity restitution) to	the following payees in the amo	ount listed below.
If the defendar the priority or before the Uni	nt makes a partial payment, each paye der or percentage payment column be ited States is paid.	e shall reeeive an app clow. However, pursu	roximately proportioned payment ant to 18 U.S.C. § 3664(i), all no	t, unless specified otherwise in onfederal victims must be paid
Name of Payee	Total Loss*	Res	titution Ordered	Priority or Percentage
				See Continuation Page
TOTALS	\$	ss	\$0.00	
The defendar fifteenth day to penalties for the court det	mount ordered pursuant to plea agreed at must pay interest on restitution and after the date of the judgment, pursuant or delinquency and default, pursuant termined that the defendant does not heart requirement is waived for the	a fine of more than \$2 ant to 18 U.S.C. § 361 to 18 U.S.C. § 3612(g) have the ability to pay  fine restitu	2,500, unless the restitution or fin 2(f). All of the payment options).	ne is paid in full before the on Sheet 6 may be subject

<sup>\*</sup> Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

SAO 245B(05-MA)	(Rev 06/05) Judgment in a 6 Sheet 6 - D. Massachusetts -			
DEFENDANT:	JIMMAL MARS	HALL	Judgment — Page	7 of 11
	: 1: 10 CR 10092	- 001 - DPW		
		SCHEDULE OF	PAYMENTS	
Having assessed th	e defendant's ability to p	ay, payment of the total crim	inal monetary penalties are due as follows:	
A Lump su	m payment of \$	due immediate	y, balance due	
not in a	later than accordance C.	, or, D,	F below; or	
B Payment	to begin immediately (n	nay be combined with	C. D, or F below); or	
C Payment	in equal (e.g., months or year	(e.g., weekly, monthly, quars), to commence	arterly) installments of \$ (e.g., 30 or 60 days) after the date of this	over a period of judgment; or
	in equal(e.g., months or year upervision; or	_ (e.g., weekly, monthly, quars), to commence	arterly) installments of \$(e.g., 30 or 60 days) after release from im	over a period of prisonment to a
E Payment imprison	during the term of super ment. The court will set	vised release will commence the payment plan based on a	within (e.g., 30 or 60 days): n assessment of the defendant's ability to pay	after release from at that time; or
F Special i	nstructions regarding the	payment of criminal moneta	ry penalties:	
ACCORDII THE PROB	NG TO A PAYMEN BATION OFFICER,	T PLAN ESTABLISHE	MENT OF \$100.00, IMMEDIATELY ED BY THE COURT IN CONSULTA BEFORE RELEASE FROM PRISC TY PROGRAM.	ATION WITH
Unless the court has imprisonment. Al Responsibility Prop	s expressly ordered other l criminal monetary pen gram, are made to the ele	wise, if this judgment imposes alties, except those payment ork of the court.	imprisonment, payment of criminal monetary s made through the Federal Bureau of Pris	penaltics is due during ons' Inmate Financial
The defendant shall	l receive credit for all pa	yments previously made tow	ard any criminal monetary penalties imposed	
Joint and Seve				See Continuation Page
	d Co-Defendant Names a ading payee, if appropria		defendant number), Total Amount. Joint and	l Several Amount,
The defendan	t shall pay the cost of pro	osecution.		
The defendan	t shall pay the following	court cost(s):		
The defendan	t shall forfeit the defende	ant's interest in the following	property to the United States:	
Payments shall be a (5) fine interest, (6)	applied in the following community restitution,	order: (1) assessment, (2) resi (7) penaltics, and (8) costs, ir	itution principal, (3) restitution interest, (4) is cluding cost of prosecution and court costs.	ine principal,

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AO 245B (Rev. 06/05) Criminal Judgment

Attachment (Page 1) — Statement of Reasons - D. Massachusetts - 10/05

JIMMAL MARSHALL **DEFENDANT**:

CASE NUMBER: 1: 10 CR 10092 - 001 - DPW

DISTRICT:

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MASSACHUSETTS

#### STATEMENT OF REASONS

if applicable )					
Imprisonment Range: 15 to 21 months Supervised Release Range: up to 6 years Fine Range: \$ 3,000 to \$ 2,000,000					

AO 2	245B (05-MA) (Rev 06/05) Criminal Judgment Attachment (Page 2) — Statement of R	Reasons - D. Massachusetts - 10/05			
CA	FENDANT: JIMMAL MARSHALSE NUMBER: 1: 10 CR 10092 - MASSACHUSETTS	LL 001 - DPW STATEMENT OF REASONS	Judgment — Page 9 of 11		
IV	ADVISORY GUIDELINE SENTENCIN	NG DETERMINATION (Check only one.)			
	A  The sentence is within an advisory g	uideline range that is not greater than 24 months, an	d the court finds no reason to depart		
	B	uideline range that is greater than 24 months, and th	re specific sentence is imposed for these reasons.		
	C	guideline range for reasons authorized by the senter	ncing guidelines manual.		
	D 🗸 The court imposed a sentence outsid	e the advisory sentencing guideline system. (Also co	mplete Section VI )		
V	DEPARTURES AUTHORIZED BY TH	IE ADVISORY SENTENCING GUIDEL	INES (If applicable.)		
	A The sentence imposed departs (Chec below the advisory guideline rang above the advisory guideline rang	ge			
	B Departure based on (Check all that a	apply.):			
	Plea Agreement (Check all that apply and check reason(s) below.):  5K1.1 plea agreement based on the defendant's substantial assistance  5K3.1 plea agreement based on Early Disposition or "Fast-track" Program  binding plea agreement for departure accepted by the court  plea agreement for departure, which the court finds to be reasonable  plea agreement that states that the government will not oppose a defense departure motion.				
	Motion Not Addressed in a Plea Agreement (Check all that apply and check reason(s) below.):    5K1.1 government motion based on the defendant's substantial assistance   5K3.1 government motion based on Early Disposition or "Fast-track" program   government motion for departure   defense motion for departure to which the government did not object   defense motion for departure to which the government objected				
	3 Other				
	Other than a plea agreement or motion by the parties for departure (Check reason(s) below.):  C Reason(s) for Departure (Check all that apply other than 5K1.1 or 5K3.1.)				
	4A1.3 Criminal History Inadequacy 5H1.1 Age 5H1.2 Education and Vocational Skills 5H1.3 Mental and Emotional Condition 5H1.4 Physical Condition 5H1.5 Employment Record 5H1.6 Family Ties and Responsibilities 5H1.11 Military Record, Charitable Service, Good Works 5K2.0 Aggravating or Miligating Circumstances		<ul> <li>□ 5K2 11 Lesser Harm</li> <li>□ 5K2 12 Coercion and Duress</li> <li>□ 5K2 13 Diminished Capacity</li> <li>□ 5K2 14 Public Welfare</li> <li>□ 5K2 16 Voluntary Disclosure of Offense</li> <li>□ 5K2 17 High-Capacity, Semiautomatic Weapon</li> <li>□ 5K2 18 Violent Street Gang</li> <li>□ 5K2 20 Aberrant Behavior</li> <li>□ 5K2 21 Dismissed and Uncharged Conduct</li> <li>□ 5K2 22 Age or Health of Sex Offenders</li> <li>□ 5K2 23 Discharged Terms of Imprisonment</li> <li>□ Other guideline basis (e.g., 2B1 1 commentary)</li> </ul>		
	<ul> <li>D Explain the facts justifying the dep</li> </ul>	parture. (Use Section VIII if necessary.)			

### Case 1:10-cr-10092-DPW Document 32 Filed 11/10/10 Page 10 of 13

AO 245B ( 05-MA) (Rev 06/05) Criminal Judgment Attachment (Page 3) — Statement of Reasons - D. Massachusetts 10/05

Judgment -- Page 10 of 11 JIMMAL MARSHALL DEFENDANT:

CASE NUMBER

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		STATEMENT OF REASONS
		TERMINATION FOR SENTENCE OUTSIDE THE ADVISORY GUIDELINE SYSTEM (at apply.)
A	☐ belo	ntence imposed is (Check only one.):  ow the advisory guideline range  ve the advisory guideline range
В	Senten	ce imposed pursuant to (Check all that apply.):
	1	Plea Agreement (Check all that apply and check reason(s) below.):  binding plea agreement for a sentence outside the advisory guideline system accepted by the court  plea agreement for a sentence outside the advisory guideline system, which the court finds to be reasonable  plea agreement that states that the government will not oppose a defense motion to the court to sentence outside the advisory guideline system
	2	Motion Not Addressed in a Plea Agreement (Check all that apply and check reason(s) below.):  government motion for a sentence outside of the advisory guideline system  defense motion for a sentence outside of the advisory guideline system to which the government did not object defense motion for a sentence outside of the advisory guideline system to which the government objected
	3	Other  Other than a plea agreement or motion by the parties for a sentence outside of the advisory guideline system (Cheek reason(s) below.).
C	Reason	n(s) for Sentence Outside the Advisory Guideline System (Check all that apply.)
	to ro to a to a to a to a	nature and circumstances of the offense and the history and characteristics of the defendant pursuant to 18 U.S.C. § 3553(a)(1) circumstances of the offense, to promote respect for the law, and to provide just punishment for the offense (18 U.S.C. § 3553(a)(2)(A)) fford adequate deterrence to criminal conduct (18 U.S.C. § 3553(a)(2)(B)) protect the public from further crimes of the defendant (18 U.S.C. § 3553(a)(2)(C)) provide the defendant with needed educational or vocational training, medical care, or other correctional treatment in the most effective manner U.S.C. § 3553(a)(2)(D)) void univarranted sentencing disparities among defendants (18 U.S.C. § 3553(a)(6)) provide restitution to any victims of the offense (18 U.S.C. § 3553(a)(7))
D	Explai	n the facts justifying a sentence outside the advisory guideline system. (UseSection VIII if necessary.)
		ially considering the criminal history and past characteristics of the defendant, a sentence above the guideline range is sary to serve the several purposes of § 3553.

Case 1:10-cr-10092-DPW Document 32 Filed 11/10/10 Page 11 of 13 AO 245B (05-MA) (Rev 06/05) Criminal Judgment Attachment (Page 4) - Statement of Reasons - D Massachusetts - 10/05 JIMMAL MARSHALL Judgment — Page 11 of 11 DEFENDANT: CASE NUMBER: 1: 10 CR 10092 - 001 - DPW **MASSACHUSETTS** DISTRICT: STATEMENT OF REASONS VII COURT DETERMINATIONS OF RESTITUTION Restitution Not Applicable. Total Amount of Restitution: C Restitution not ordered (Check only one.): For offenses for which restitution is otherwise mandatory under 18 U.S.C § 3663A, restitution is not ordered because the number of identifiable victims is so large as to make restitution impracticable under 18 U S C § 3663A(c)(3)(A) 2 For offenses for which restitution is otherwise mandatory under 18 U.S.C. § 3663A, restitution is not ordered because determining complex issues of fact and relating them to the cause or amount of the victims' losses would complicate or prolong the sentencing process to a degree that the need to provide restitution to any victim would be ootweighed by the burden on the sentencing process under 18 U.S.C. § 3663A(c)(3)(B) For other offenses for which restitution is authorized under 18 U S C § 3663 and/or required by the sentencing guidelines, restitution is not ordered because the complication and prolongation of the sentencing process resulting from the fashioning of a restitution order outweigh the need to provide restitution to any victims under 18 U S C. § 3663(a)(1)(B)(ii) Restitution is not ordered for other reasons (Explain) Partial restitution is ordered for these reasons (18 U.S.C. § 3553(c)): VIII ADDITIONAL FACTS JUSTIFYING THE SENTENCE IN THIS CASE (If applicable.) Sections I, II, III, IV, and VII of the Statement of Reasons form must be completed in all felony cases.

000-00-4712 Defendant's Soc. Sec. No.:

xx/xx/1990Defendant's Date of Birth:

Defendant's Residence Address: Roxbury, MA

Defendant's Mailing Address:

Unknown

Date of Imposition of Judgment /09/1Ò

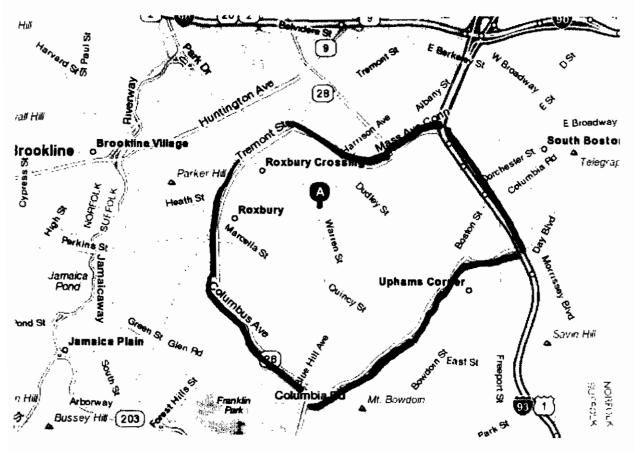
Signature of Judge The Honorable Douglas P. Woodlock

Judge, U.S. District Court

Name and Title Date Signed

## UNITED STATES V. MARSHALL, 10-10092-DPW

# GEOGRAPHIC RESTRICTION INCORPORATED INTO JUDGMENT OF CONVICTION



While on Supervised Release, Jimmal Marshall is prohibited from entering the area indicated on the above map which is the area bounded by Tremont Street, Melena Cass Blvd, the Southeast Expressway, Columbia Road, and Columbus Avenue without the prior express permission of the Probation Office except that under no circumstances shall Jimmal Marshall enter the Orchard Gardens Housing Development.

Nothing in this restriction shall prohibit the defendant from traveling on the Southeast Expressway, Melena cass Blvd, Tremont Street/Columbus Avenue or Columbia Road.

	UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS
UNITED STATES, Paintiff, v.	) CRIMINAL ACTION NO. ) 10-10092-DPW )
JIMMAL MARSHALL, Defendant.	) )

#### ORDER OF ASSOCIATIONAL RESTRICTION

In accordance with this Court's imposition of terms of supervised release dated November 9, 2010, the defendant, Jimmal Marshall, is prohibited from contacting or being in the company of the following individuals: Eric Barrows, Bihlal Bell, Michael Bizzle, Shymel Burden, Kevin Crutchfield, Nicholas Cox, Charles Devoe, Shaukeem Doe, Tyree Draughn, James Finch, Raymond Gaines, Leroyal Hairston, Javann Hall, Jaylin Hawkins, Travis James, Tyrone Jones, Dean Lambright, Dashawn Matthews, Jeremiah Mines, Dajuan Robinson, Corey Samuel, Lynden Scott, Daniel Soto, Eddy Soto, Curtis Swain, David Sweatman, Tory Thorton, Milton Watson, Michael Wells, Raul Williams, Rashon Wilson, Derrick Wood, Kevin Woods, Kareem Woods, Anthony Worrell, Keeon Young, Tyrell Young.

BY THE COURT,

/s/ Douglas P. Woodlock United States District Judge

DATED: 11/10/10